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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KATHRYN GIOVANNI,

Plaintiff,

v.

BANK OF AMERICA, NATIONAL
ASSOCIATION an FDIC insured corporation
and DOES 1 through 100 inclusive,

Defendants.

Case No.: 3:12-cv-02530-LB

STIPULATED AGREEMENT TO AMEND
PLAINTIFF'S COMPLAINT

ORDER

TO THE COURT, CLERK OF COURT, AND ALL PARTIES:

Pursuant to Federal Rules of Civil Procedure 15(a)(2), the parties have agreed that Plaintiff will file a First Amended Complaint removing the following causes of action: California Song Beverly Credit Card Act of 1971, libel, intentional infliction of emotional distress, negligent infliction of emotional distress, deceit, and constructive fraud. In addition, Plaintiff's First Amended Complaint adds new facts supporting the alleged violations of § 1681s-(b) of the Fair Credit Reporting Act, California Civil Code § 1785.25(a), and California Business & Professions Code § 17200. The parties further stipulate that Defendant Bank of America, N.A.'s response to Plaintiff's First Amended Complaint will be due on or before Tuesday, November 6, 2012.

Dated: October 4, 2012

/s/ Elliot Gale
Elliot W. Gale, Esq.
Attorney for Plaintiff

/s Raymond Y. Kim
Raymond Kim, Esq.
Attorney for Defendant

Date: October 5, 2012

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